

Philadelphia Police Ordered to Club Voters, They Say

Patrolmen Swear They "Went the Limit" at Primary

Officers Were Coerced

Threatened With Transfer if They Did Not Work for Smith Candidate, They Testify

PHILADELPHIA, Oct. 3.—The alleged pernicious activity of the police, backed by Mayor Thomas B. Smith, in helping Isaac Deutsch to win the councilmanic nomination in the 5th Ward, which resulted in the killing of a policeman and other bloodshed, was described in the Municipal Court at the second day's hearing of the Mayor and eight other defendants charged with conspiracy to murder, assault and battery and violations of election laws.

The tremendous interest aroused by yesterday's sensational testimony connecting the Vane brothers, leaders of the faction opposed to Senator Boies Penrose and State Senator J. P. McNichols, continued in the case to-day as witnesses after witness testified that the police "went the limit" to defeat James A. Carey, the leader of the ward.

"Club Heads" Was Order

"Club heads" was the order received from Police Lieutenant David Bennett, one patrolman testified, "bring them in, and if they are 'Deutsch' men I will excuse them. The Carey men I'll send down." Was the further order given by Bennett, the policeman said. The penalty for failure to obey the order was transfer to another police district or resign, eight policemen told the court. One of the officers refused to be transferred, quit and stayed in the ward to help Carey.

One transferred man said Bennett told him that "clubs would be trumped" in the 5th Ward on Election Day. Bennett informed the policemen that he had the backing of the Mayor and that whatever he or Deutsch told the police to do they must do.

Defendants Searched

Witnesses also testified that the Mayor made a speech to a delegation of Deutsch men in which he said that he wanted order preserved in the ward, and that if heads must be clubbed to maintain order the police must club them.

An incident of the hearing was the searching in open court of all the defendants except Mayor Smith and William E. Finley for weapons. The court said it was reported that the men might have a pistol. All denied having any and none was found.

The hearing will be resumed to-morrow.

Four Alleged Gunmen

Taken to Philadelphia

Philadelphia detectives served extradition papers upon James F. O'Brien, Sheriff of Bronx County, yesterday, and took from his custody four alleged gunmen who are accused of shooting a policeman in Philadelphia on primary day.

The four are Ruggiero Falconi, Louis Brunelli, Michael Bennett and Henry Burkhardt. Escorted by detectives, they started at once for Philadelphia, where they are charged with complicity in the murder.

Judge Seabury

Comes Out for

Mayor Mitchell

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The City of New York requires it. All things considered, he has been a good thing for the Democratic party in the state and nation. His election will destroy the control which Tammany now has of the Democratic party in this state. To-day Murphy retains his control of the state machinery of the Democratic party through his upstate agents and puppets.

"Let me call your attention to some of the men who control the Democratic party in this state, and whose grip upon the party must be broken if the party is ever to stand for free things."

"The upstate Democratic leaders do not expect to win Democratic victories. They retain their control of the party only that they may assist Tammany in carrying out its large plan for the subjugation of the state machinery."

"A third partner has been taken into the combination. The third partner is Hearst. The Tammany machine and Hearst cooperate last year to elect President Wilson and the Democratic candidate for Governor. This year they seek to intrude themselves in power by accomplishing the defeat of Mayor Mitchell."

Largely a Hearst Ticket

"The Tammany ticket is largely a Hearst ticket. By virtue of what right does Hearst assume to dictate Democratic candidates? For the last six years he has consistently and persistently blackballed the President of the United States. To-day he stands as the most pronounced advocate of the pro-German cause who is still at large in the United States."

"This is the combination that controls Mayor Mitchell and seeks to bring about his overthrow."

The meeting was wildly enthusiastic.

John M. Quinn, a former Tammany State Senator, spoke before Mayor Mitchell arrived. The speaker denounced Tammany and its policies.

He presented a long list of reasons why Tammany Democrats were deserting the Murphy organization.

Mr. Quinn was criticizing Hearst, Hyman and Murphy for lack of patriotism when John T. Wortman, a labor man, interrupted the speaker and wanted to know "what Hyman had ever done against the flag?"

There was considerable shouting and the police threatened to put Wortman out. Mr. Quinn declared that Hyman's associations with Hearst and Murphy warranted a charge of un-Americanism.

The Mayor received a great ovation when he appeared. The crowd cheered and waved flags for several minutes. Mr. Littleton introduced the speaker, Mr. Quinn.

Mr. Mitchell launched into his speech vigorously, pounding the desk, when he quoted Hearst's papers to show the editor's pro-German sympathies and named Murphy to the cross for treachery and falsehood.

Referring to Mr. Murphy's statement that he, Mitchell, supported and aided Charles E. Hughes in the last presidential campaign, the Mayor said:

"I notice that Mr. Murphy, one of the Tammany candidates upon the ticket for Mayor, one of the twin candidates in making a rejoinder to something that I had to say, stated that I was not a national Democrat."

"I had not voted for President Wilson, but had voted for Governor Hughes in the late campaign. Now, Mr. Murphy knows that what he said is false. I am not here to defend my democracy, but I do not propose to let him get away with that falsehood."

"I have the utmost admiration and respect for Judge Hughes, a great supporter and voted for President Wilson; and if the conduct of the national campaign in the City of New York had not been in the hands of Mr. Murphy and his friends, to the extent that they excluded me from deliberation over the candidacy of President Wilson was presented to the people, I would have been in active support of him. The fact is that the only meeting at which they consented to permit me to appear was the meeting in Madison Square Garden, and there they were careful not to permit me to speak for him."

"That, gentlemen, is the kind of support that he got from Mr. Murphy and his organization in this city, carefully excluding the support that the people ought to have had in that campaign, with the result that you all know that the vote in this city showed the treachery that Tammany Hall exerted then, as it always has whenever it believes its own advantage is at stake."

Mayor Assails Undermyer

The Mayor repeated his charge made at the mass meeting at City Hall, that Hyman was the candidate of Undermyer, and of his friends, who, out of association with Dumba, von Bernstorff and their like, raise their heads to spit venom at any one who takes a strong stand for America, and referred to Mr. Undermyer's reply that he had never associated with these gentlemen. The Mayor continued:

"I see by the newspapers that Mr. Undermyer says: 'What do I mean by my association with Dumba and Bernstorff? I never met either of them more than three times in my life, and never sustained any association, even a professional relationship, with them.' What of the conferences at his home? That is one fact which was the result of one of these conferences with Dumba and Bernstorff that persuaded Mr. Undermyer to be interviewed and say, among other things, on the night of April 5, 1917, up at Albany, while we were waiting for the Senate to come in after that travesty trial for contempt, while we were sitting there, to say, according to 'The Evening Telegram,' as follows: 'Mr. Undermyer also took occasion to declare that he was opposed to the United States declaring war on Germany, and that he was a submarine zone a battlefield said: 'Persons cannot go on a battlefield without being hurt. I do not think we should send our young men over to Europe to fight with England, which has injured us just as much as Germany has. We have troubles enough of our own with Mexico and Japan without getting into this.'"

"Hearst's Doctrine of 'Jingoism'"

"Gentlemen, Hearst's doctrine is: 'Don't help England. Keep our men from Japan. Be fearful of Japan.'"

"Any Jingoism that is expected to trouble between America and one of her allies strikes at America in a vital interest. Yes, the submarine zone is a battlefield. This is the doctrine that justifies the sinking of the Lusitania, with her American lives aboard; the doctrine that justifies striking at the merchant ships of the United States, and the doctrine of the defenseless—that is the German doctrine, the high seas a battlefield. Don't send our young men abroad. Don't let our young men die for democracy and liberty. Oh, no! Remain prostrate and let Germany succeed. This is the doctrine that inspires the men who are headed by Mr. Hyman, and that is one reason why every decent, self-respecting American must be against it."

22 Indictments for

Primary Frauds; 200

More Are Predicted

Twenty-two election inspectors, twelve Republicans and ten Democrats, were indicted yesterday for making false statements of the results of the Mitchell-Bennett primary. Misdemeanor charges were added to the indictments charging some of the defendants with the same falsification, but without the allegation of intent to commit a crime.

Twenty of the indicted were released in \$2,500 bail each late in the day by Judge Mulqueen in General Sessions. They were: Fred Tillman, Jr., of 427 East 125th street, and Thomas F. Hayes, of 421 East Twenty-fifth street, Republicans; Arthur Treulich, of 406 East Seventy-fifth street, and William Kapper, of 351 East Seventy-second street, Democrats.

200 More Indictments Expected

Assistant District Attorneys Olcott and Wallace, in charge of the investigation, declared last night that before the investigation is finished it is probable that at least 200 more indictments will be returned.

"There are already indications," said Mr. Olcott, "that several of the men now under indictment will make statements which it is hoped will lead to the exposure of others 'higher up' who are involved. In this way we hope to get at the men, if there were any, who gave the orders to falsify the returns."

The election laws provide for the use of accomplices as competent witnesses, but the law also provides that if they do aid the prosecution of others they are thereby granted immunity. The penalty in the case of the felony charge is a maximum of ten years and for the misdemeanor charge an indeterminate sentence of from six months to three years in the penitentiary.

Twenty-three of the twenty-three indictments of Tillman, Hayes, Treulich and Kapper were based were committed in the 31st Election District of the 14th Assembly District. The sworn return was made on a tally of twenty-three votes for Mitchell and none for Bennett. The official recount showed eleven votes for each candidate and one blank. It was said that the other indictments were based on frauds in the 14th, 16th and 17th Assembly districts.

Warrants Issued for Twenty-two

As soon as the indictments were filed with Judge Mulqueen bench warrants were issued for the twenty-two defendants. They were not served at once.

The warrants were issued by Judge Olcott stated that all of the defendants were working men, and that through the newspapers which had printed a list of the districts whose inspectors were under investigation, they had concluded in the minds of the voters that the charges were a foregone conclusion, and had sent word to the District Attorney that

they would surrender themselves on Thursday morning at the latest. Detectives were sent out with the warrants to serve if the defendants did not keep their word to appear in court.

Today Mr. Olcott and Mr. Wallace will issue subpoenas for evidence to place before the grand jury to-morrow relating to alleged frauds in the 12th, 14th, 15th, 16th, 17th, 18th, 19th, 20th, 21st, 22nd, 23rd, 24th, 25th, 26th, 27th, 28th, 29th, 30th, 31st, 32nd, 33rd, 34th, 35th, 36th, 37th, 38th, 39th, 40th, 41st, 42nd, 43rd, 44th, 45th, 46th, 47th, 48th, 49th, 50th, 51st, 52nd, 53rd, 54th, 55th, 56th, 57th, 58th, 59th, 60th, 61st, 62nd, 63rd, 64th, 65th, 66th, 67th, 68th, 69th, 70th, 71st, 72nd, 73rd, 74th, 75th, 76th, 77th, 78th, 79th, 80th, 81st, 82nd, 83rd, 84th, 85th, 86th, 87th, 88th, 89th, 90th, 91st, 92nd, 93rd, 94th, 95th, 96th, 97th, 98th, 99th, 100th, 101st, 102nd, 103rd, 104th, 105th, 106th, 107th, 108th, 109th, 110th, 111th, 112th, 113th, 114th, 115th, 116th, 117th, 118th, 119th, 120th, 121st, 122nd, 123rd, 124th, 125th, 126th, 127th, 128th, 129th, 130th, 131st, 132nd, 133rd, 134th, 135th, 136th, 137th, 138th, 139th, 140th, 141st, 142nd, 143rd, 144th, 145th, 146th, 147th, 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